

BULKY DOCUMENTS

(Exceeds 100 pages)

Proceeding/Serial No:	77508141
Filed: 4/20/2011	
Title: RESPONSE TO FOR SUSPENSION	O OFFICE ACTION; REQUEST

Part <u>1</u> of <u>1</u>

77508141

Docket No. 11186-033-052

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Summit Entertainment, LLC

Serial No.: 77/508,141

Filed:

June 25, 2008

Class:

Mark:

TWILIGHT

Trademark Examining Attorney

C. Skye Young

Law Office: 117

RESPONSE TO OFFICE ACTION; REQUEST

FOR SUSPENSION

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

04-20-2011

Dear Commissioner:

U.S. Patent & TMOFc/TM Mail Royl Dt. 421

Applicant hereby responds to the Final Office Action of October 15, 2010 as follows:

THE APPLICATION SHOULD BE SUSPENDED PENDING THE DISPOSITION OF PETITIONS TO CANCEL THE CITED REGISTRATIONS

The Examining Attorney has maintained her refusal to register on the grounds that Applicant's mark is likely to be confused with the marks TWILIGHT, Registration No. 3,592,437, for colognes, perfumes and cosmetics; cosmetics in general, including perfumes; disinfecting perfumed soaps; eau de perfume; essential oils as perfume for laundry purposes; liquid perfumes; oils for perfumes and scents; perfume; perfume oils; perfume oils for the manufacture of cosmetic preparations; perfumed creams; perfumed extracts for tissues and perfumes; perfumed paste; perfumed powder; perfumed powders; perfumed soap; perfumed soaps; perfumed talcum powder; perfumes; perfuming sachets in Class 3, owned by Coty Prestige Lancaster Group GmbH, and TWILIGHT, Registration No. 3,635,636, for soaps, perfumery; essential oils; cosmetics; cosmetic hair lotions in Class 3,

also owned by Coty Prestige Lancaster Group GmbH (the "Cited Registrations"). The Examining Attorney contends that Applicant's mark so resembles the Cited Marks that, if registered, it would likely cause confusion, mistake or deceive.

Applicant has filed Petitions for Cancellation of the Cited Registrations on various grounds. Copies of the Petitions for Cancellation are attached hereto, respectively, as Exhibit 1 and Exhibit 2. Applicant respectfully requests that this application be suspended pending disposition of the Petitions for Cancellation of the Cited Registrations.

If the Cited Registrations are canceled, Applicant's mark is in condition for publication. Applicant has also filed a Notice of Appeal concurrently herewith in response to the Final Office Action.

Respectfully submitted,

Dated: April 15, 2011

Jill M. Pietrini MANATT, PHELPS & PHILLIPS, LLP 11355 W. Olympic Boulevard Los Angeles, California 90064 (310) 312-4000

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on this 15th day of April, 2011.

300223928.1

(EXHIBIT 1)

EXHIBIT 1

Docket No. 11186-033-178

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Registration No. 3,592,437 of Coty Prestige Lancaster Group GmbH for the trademark TWILIGHT in Class 3	Cancellation No
SUMMIT ENTERTAINMENT, LLC,	PETHON FOR GANGLEDATION
Petitioner,	
vs.	
COTY PRESTIGE LANCASTER GROUP GmbH,	
Registrant.	

Commissioner for Trademarks ATTN: Trademark Trial and Appeal Board P.O. Box 1451 Alexandria, VA 22313-1451

Dear Commissioner:

Petitioner Summit Entertalnment, LLC, a Delaware limited liability company,

("Petitioner"), having a place of business of 1630 Stewart Street, Suite 120, Santa Monica,

California 90404, believes that it will be damaged by U.S. Reg. No. 3,592,437, and hereby petitions to cancel such registration on the following grounds:

1. On November 14, 2007, Applicant Moshe Inc. ("Moshe") applied to register the mark TWILIGHT for the same goods covered in the registration – *i.e.*, "colognes, perfumes and cosmetics; cosmetics in general, including perfumes; disinfecting perfumed soaps; eau de perfume; essential oils as perfume for laundry purposes; liquid perfumes; oils for perfumes and scents; perfume; perfume oils; perfume oils for the manufacture of cosmetic preparations; perfumed creams; perfumed extracts for tissues and perfumes;

perfumed paste; perfumed powder; perfumed powders; perfumed soap; perfumed soaps; perfumed talcum powder; perfumes; and perfuming sachets" in International Class 3. This application was assigned Serial No. 77/329,379 (the "Application").

- 2. In its Application, Moshe asserted that it was using the mark on each of the goods covered in the Application in accordance with Section 1(a) of the Lanham Act. 15 U.S.C. § 1051(a). Moshe further claimed that it had first used the mark anywhere since at least as early as November 8, 2007, and in commerce since at least as early as November 8, 2007.
- 3. To substantiate its claimed use of the mark, Moshe submitted as a specimen what appeared to be a black canister with a sticker reading TWILIGHT on it. Attached as Exhibit A is a true and correct copy of Moshe's original specimen printed from the Office's online database.
- 4. On February 26, 2008, the Office issued an Office Action rejecting Moshe's specimen. The Office stated:

The originally submitted specimen is unacceptable because it appears to be temporary in nature. Specifically, the specimen consists of an unevenly cut sticker upon which the mark is printed. The sticker is placed crookedly on a damaged bottle. In addition, the label covers both the lid and body of the bottle, so the sticker would be ripped to open the bottle.

The Office required Moshe to submit a specimen permanent in nature along with an affidavit attesting to use of the substitute specimen at least as early as the November 14, 2007 filing date. In the alternative, Moshe could amend the application to assert a different filing basis.

5. On August 21, 2008, Moshe responded to the February 26, 2008 Office Action by asserting both actual use under Section 1(a) and an intent-to-use under Section 1(b) as the filing basis for each of the goods covered in the Application. 15 U.S.C. § 1051(a), (b).

- 6. On August 25, 2008, the Application was assigned from Moshe to Tenpenny Group, Inc. This assignment is recorded at Reel/Frame 3841/0018.
- 7. On August 26, 2008, the Application was assigned from Tenpenny Group, Inc. to Registrant Coty Prestige Lancaster Group GmbH ("Registrant"). This assignment is recorded at Reel/Frame 3842/0075.
- 8. Registrant acquired the Application, which matured to registration for the mark TWILIGHT for "colognes, perfumes and cosmetics; cosmetics in general, including perfumes; disinfecting perfumed soaps; eau de perfume; essential oils as perfume for laundry purposes; liquid perfumes; oils for perfumes and scents; perfume; perfume oils; perfume oils for the manufacture of cosmetic preparations; perfumed creams; perfumed extracts for tissues and perfumes; perfumed paste; perfumed powder; perfumed powders; perfumed soap; perfumed soaps; perfumed talcum powder; perfumes; and perfuming sachets" in International Class 3 (the "Mark"). The registration was issued on March 17, 2009 and bears U.S. Registration No. 3,592,437 ("the Registration").
- 9. At the time the Application that matured into U.S. Registration No. 3,592,437 was filed, Registrant's predecessor-in-interest, Moshi, knowingly misrepresented that it was using the mark on each of the goods for which registration was being sought, knowingly stated false first use dates, and knowingly submitted a false specimen. In its Statement of Use, Registrant knowingly misrepresented that it was using the mark on each of the goods for which registration was being sought, even though, on information and belief, Registrant is only using the mark on some of the goods identified in the Application and Registration.
- 10. On information and belief, at the time the Application was assigned from Moshe to Registrant, the Application was either (a) based on a knowingly false assertion of use under Section 1(a) of the Lanham Act or (b) was an intent-to-use application under

Section 1(b) of the Lanham Act that was assigned without the accompanying, underlying business. 15 U.S.C. §§ 1051(a), 1060.

- 11. On September 10, 2008, the Office issued an Examiner's Amendment noting that, on September 4, 2008, Registrant authorized the Office to delete the previous claim of actual use under Section 1(a) and instead assert a claim of intent-to-use under Section 1(b) as the filing basis for each of the goods covered in the Application.
- 12. On January 20, 2009, Registrant filed its Statement of Use in which it claimed first use of the mark anywhere since at least as early as December 1, 2008, and first use of the mark in commerce since at least as early as December 1, 2008.
- 13. To substantiate its claimed use of the mark, Registrant submitted as a specimen a picture of a bottle and a picture of packaging. Attached as <u>Exhibit B</u> is a true and correct copy of Registrant's specimen(s) printed from the Office's online database.
- 14. On information and belief, at the time of submitting the Statement of Use, on information and belief, Registrant was only using the mark on perfumes and body lotion, and not on any of the other goods listed in the Application. Currently, on information and belief, Registration is still only using the mark on perfumes and body lotion, even though the Registration identifies many more goods in the Registration.
- 15. Petitioner is the entity responsible for producing and distributing the highly successful motion picture *Twilight*, the recently released sequels, *The Twilight Saga: New Moon, The Twilight Saga: Eclipse*, and the upcoming *The Twilight Saga: Breaking Dawn Part 1* (collectively, the "*Twilight* Motion Pictures").
- 16. Petitioner owns numerous federal trademark registrations for a family of trademarks related to and derived from the *Twilight* Motion Pictures. Petitioner has used these marks for a wide range of goods and services. Attached as <u>Exhibit C</u> are true and

correct copies of representative samples of Petitioner's federal trademark registrations printed from the Office's online database.

- 17. Petitioner also owns a number of pending applications for trademarks related to and derived from the *Twilight* Motion Pictures. Attached as <u>Exhibit D</u> are true and correct copies of representative samples of Petitioner's federal trademark applications printed from the Office's online database.
- One of Petitioner's pending trademark applications is for the mark TWILIGHT 18. for "[f]ragrances; cosmetics, namely, lip pencils, eye shadow, eyeliner, eyebrow pencil, eye pencil, lip gloss, lipstick, non-medicated lip balm, mascara, nail polish, blush, concealer, compacts, artificial eyelashes, artificial fingernails, nail polish top coat, nail polish base coat, lip foundation, and eyebrow gloss; skin care products, namely, astringent for cosmetic purposes, bath gel, bath oil, bath powder, beauty mask, body cream, body lotion, bubble bath, eye cream, skin moisturizer, essential oils for personal use, eye make-up remover, facial scrubs, make-up remover, shower gel, hand cream, massage oil, shaving cream, skin clarifiers, skin soap, skin emollients, sun screen preparations, suntanning preparations, depilatory creams, after-shave lotion, and anti-wrinkle cream; hair care products, namely, hair dyes, hair conditioners, non-medicated hair care preparations, hair waving lotion, hair rinses, hair color removers, and hair shampoo; and incense" in International Class 3. This application, which was filed on June 25, 2008, was assigned Serial No. 77/508,141 ("Petitioner's Application"). Petitioner's Application has been refused registration based on Registrant's Registration.
- 19. Petitioner is damaged by Registrant's Registration because (a) Registrant's registration was obtained by fraud on the Office both by Registrant's predecessor-in-interest and by Registrant; (b) Registrant obtained the application that eventually matured into

registration as the result of an invalid assignment of an intent-to-use application without the underlying business; and (c) Petitioner's Application so far has been barred from registration based on Registrant's Registration.

20. Please charge the required fee for this Petition to Cancel to our Deposit Account No. 131241. A duplicate copy of this petition is enclosed.

WHEREFORE, Petitioner prays that U.S. Reg. No. 3,592,437 issued on March 17, 2009, be canceled.

Respectfully submitted,

MANATT, PHELPS & PHILLIPS, LLP

Dated: April 15, 2011

Jill M. Pietrini

11355 West Olympic Boulevard Los Angeles, California 90064

(310) 312-4000 Attorneys for Petitioner

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through ESTTA pursuant to 37 C.F.R. §2.195(a), on this 15th day of April, 2011.

LaTrina A. Martin

CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Coty Prestige Lancaster Group GmbH Fort Malakoff Park Rheinstrasse 4E 55116 Mainz FEDERAL REPUBLIC OF GERMANY

on this 15th day of April, 2011.

_a∕frina A. Martir

300081249.1

Exhibit A

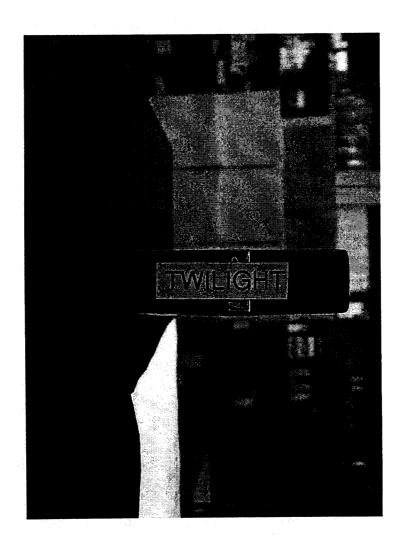
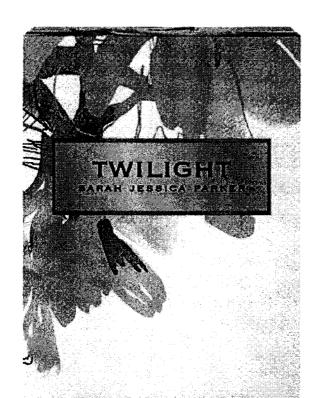


Exhibit B





EAU DE PARFUM SPRAY
EAU DE PARFUM VAPORISATEUR
75 ML @ 2.5 FL OZ

Exhibit C

TWILIGHT

Reg. No. 3,861,517

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET

Registered Oct. 12, 2010 SUITE 120

SANTA MONICA, CA 90404

Int. Cl.: 5

FOR: ADHESIVE BANDAGES, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

TRADEMARK

FIRST USE 3-0-2009; IN COMMERCE 3-0-2009.

PRINCIPAL REGISTER

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-640,049, FILED 12-25-2008.

CYNTHIA TRIPI, EXAMINING ATTORNEY



Land J. L. Mas

Director of the United States Patent and Fustemark Office

TWILIGHT

Reg. No. 3,884,386

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY) 1630 STEWART STREET, SUITE 120

Registered Nov. 30, 2010 SANTA MONICA, CA 90404

Int. Cl.: 9

TRADEMARK

FOR: PRE-RECORDED DVDS AND OTHER AUDIOVISUAL RECORDINGS FEATURING MOTION PICTURES AND DOCUMENTARIES; MOTION PICTURE FILMS IN THE FIELDS

OF DRAMA AND ROMANCE; AND MOUSEPADS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36

AND 38).

PRINCIPAL REGISTER

FIRST USE 9-1-2008; IN COMMERCE 9-1-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-980,354, FILED 6-25-2008.

SKYE YOUNG, EXAMINING ATTORNEY



TWILIGHT

Reg. No. 3,884,385

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

Registered Nov. 30, 2010 SANTA MONICA, CA 90404

Int. Cl.: 18

FOR: ALL PURPOSE CARRYING BAGS, BACK PACKS, BEACH BAGS, WALLETS, PURSES, BUSINESS CARD CASES, PET CLOTHING, LUGGAGE, AND MESSENGER BAGS, IN

CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41)

TRADEMARK

PRINCIPAL REGISTER

FIRST USE 9-1-2008, IN COMMERCE 9-1-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-980,353, FILED 6-26-2008.

SKYE YOUNG, EXAMINING ATTORNEY



David J. Kyppas

Director of the United States Patent and Timbertark Office

TWILIGHT

Reg. No. 3,867,985

PRINCIPAL REGISTER

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

SUITE 200, SOUTH TOWER

Registered Oct. 26, 2010 1601 CLOVERFIELD BOULEVARD

SANTA MONICA, CA 90404

Int. Cl.: 26

FOR: BELT BUCKLES NOT MADE OF PRECIOUS METAL; ORNAMENTAL CLOTH

PATCHES; EMBROIDERED PATCHES FOR CLOTHING; AND ORNAMENTAL NOVELTY BUTTONS, IN CLASS 26 (U.S. CLS. 37, 39, 40, 42 AND 50).

TRADEMARK

FIRST USE 9-0-2008; IN COMMERCE 9-0-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-511,117, FILED 6-30-2008.

SKYE YOUNG, EXAMINING ATTORNEY



twilight

Reg. No. 3,817,079

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

Registered July 13, 2010 SANTA MONICA, CA 90404

Int. Cl.: 45

FOR: LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION PICTURES; PROVIDING ONLINE INFORMATION ON THE LICENSING OF MERCHANDISE ASSOCI-

ATED WITH MOTION PICTURES, IN CLASS 45 (U.S. CLS. 100 AND 101).

SERVICE MARK

FIRST USE 6-1-2008; IN COMMERCE 6-1-2008.

PRINCIPAL REGISTER

THE MARK CONSISTS OF THE WORD "TWILIGHT" IN A STYLIZED FONT.

SER. NO. 77-852,862, FILED 10-20-2009.

INGRID C. EULIN, EXAMINING ATTORNEY



David J. Kypas

Director of the United States Patent and Undermis Office

Int. Cls.: 41 and 45 Prior U.S. Cls.: 100, 101 and 107

Reg. No. 3,756,560 Registered Mar. 9, 2010 OG Date Apr. 20, 2010

United States Patent and Trademark Office Amended

SERVICE MARK PRINCIPAL REGISTER

TWILIGHT

SUMMIT ENTERTAINMENT, LLC (DE LAWARE LIMITED LIABILITY COM-PANY) SUITE 200, SOUTH TOWER 1601 CLOVERFIELD BOULEVARD SANTA MONICA, CA 90404

THE MARK CONSISTS OF STAN-DARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

FOR: [ENTERTAINMENT IN THE NATURE OF ON-GOING DRAMATIC TELEVISION PROGRAMS,] PRODUC-

TION AND DISTRIBUTION OF MOTION PICTURES, PROVIDING INFORMATION RELATING TO MOTION PICTURES (I. TELEVISION PROGRAMS) AND LIT-ERARY WORKS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).
FIRST USE 4-18-2008; IN COMMERCE 4-18-2008.

FOR: LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION PICTURES: PROVIDING ONLINE INFORMATION ON THE LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION PICTURES, IN CLASS 45 (U.S. CL.S. 100 AND 101). FIRST USE 6-1-2008; IN COMMERCE 6-1-2008.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Apr. 20, 2010.

TWILIGHT TRACKER

Reg. No. 3,793,131

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET, SUITE 120

Registered May 25, 2010 SANTA MONICA, CA 90404

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

FOR: DOWNLOADABLE SOFTWARE THAT PROVIDES ACCESS TO MOVIE CONTENT AND TO PHOTOGRAPHS, NEWS AND INFORMATION REGARDING MOVIES, MOVIE TICKETS, SHOWTIMES AND MERCHANDISE, AND ALLOWS USERS TO SELECT AVATARS AND INTERACT WITH OTHER USERS, TO INTEGRATE WITH ONLINE SOCIAL NETWORKS, AND TO COMMUNICATE WITH OTHERS VIA A MESSAGE BOARD, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-17-2009; IN COMMERCE 9-17-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SER. NO. 77-874,255, FILED 11-17-2009.

SALLY SHIH, EXAMINING ATTORNEY



David J. Kypos

Director of the United States Potent and Trademark Office

Exhibit D



United States Patent and Trademark Office

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TWILIGHT

Word Mark TWILIGHT

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Fragrances; cosmetics, namely, lip pencils, eye shadow, eyeliner, eyebrow pencil, eye pencil, lip gloss, lipstick, non-medicated lip balm, mascara, nail polish, blush, concealer, compacts, artificial eyelashes, artificial fingernails, nall polish top coat, nail polish base coat, lip foundation, and eyebrow gloss; skin care products, namely, astringent for cosmetic purposes, bath gel, bath oil, bath powder, beauty mask, body cream, body lotion, bubble bath, eye cream, skin moisturizer, essential oils for personal use, eye make-up remover, facial scrubs, make-up remover, shower gel, hand cream, massage oil, shaving cream, skin clarifiers, skin soap, skin emollients, sun screen preparations, suntanning preparations, depilatory creams, after-shave lotion, and anti-wrinkle cream; hair care products, namely, hair dyes, hair conditioners, non-medicated hair care preparations, hair waving lotion, hair rinses, hair color removers, and hair shampoo; and incense

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code Serial

77508141

Number Filing Date

June 25, 2008

Current Filing Basis

Original

1B Filing Basis

3/8/2011

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini, Esq.

Record Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

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twilight

Word Mark TWILIGHT

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: (Based on Use in Commerce) Body shimmer powder; cosmetics; fragrances; and non-medicated lip balm; (Based on Intent to Use) Artificial eyelashes; incense; hair care products, namely, hair color remover, hair conditioner, hair dye, hair rinses, hair shampoo, hair waving lotion, and non-medicated hair care preparations; nail care products, namely, artificial fingernails, emery boards, nail polish, nail polish base coat and nail polish top coat; and skin care products, namely, after-shave lotion, anti-wrinkle cream, astringent for cosmetic purposes, bath gel, bath oil, bath powder, beauty masks, body cream, body lotion, bubble bath, depilatory creams, essential oils for personal use, eye cream, eye makeup remover, facial scrubs, hand cream, massage oil, shaving cream, shower gel, skin clarifiers, skin emollients, skin moisturizer, skin soap, sun screen preparations, and suntanning preparations. FIRST USE: 20081000. FIRST USE IN COMMERCE: 20081000

Mark

Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial

77852604

Number

Filing Date October 20, 2009

Current Filing Basis

1A;1B

Original Filing Basis 1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Jill M. Pietrini Record

Description Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

of Mark

Type of Mark

TRADEMARK

Register Live/Dead

PRINCIPAL

Indicator

LIVE

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TWILIGHT

Word Mark TWILIGHT

Goods and Services IC 004. US 001 006 015. G & S: Candles and lamp oils

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 77640048

Filing Date December 25, 2008

Current Filing Basis 18 Original Filing Basis 18

Published for Opposition

August 17, 2010

Owner (APPLICA

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record
Type of Mark
Register
Live/Dead Indicator
TRADEMARK
PRINCIPAL
LIVE

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 004. US 001 006 015. G & S: (Based on Use in Commerce) Candles; (Based on Intent to Use)

Lamp oils. FIRST USE: 20090900. FIRST USE IN COMMERCE: 20090900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

77852605 Serial Number

Filing Date

October 20, 2009

Current Filing

1A:1B

Basis **Original Filing**

1A;1B

Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini Record

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Mark

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 005. US 006 018 044 046 051 052. G & S: (Based on Use in Commerce) Bandages for skin wounds: (Based on Intent to Use) Air fresheners, antibiotic ointment, car deodorizers, flea collars, nutritional supplements, room deodorants, and vitamins. FIRST USE: 20090300. FIRST USE IN

COMMERCE: 20090300

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852607

Number Filing Date

October 20, 2009

Current Filing 1A;1B

Basis

Original

Filing Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead

Indicator

LIVE



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ASSIGN Status

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Browser to return to TESS)

TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 009. US 021 023 026 036 038. G & S: Magnets, decorative magnets sold in sheets, cell phones, cell phone covers, cases for mobile phones, cases for PDAs, back packs adapted for holding computers, camera cases, computer game software, decorative charms for cell phones, decorative magnets, electric door bells, electronic diaries, juke boxes, laptop carrying cases, neon signs, slot machines, trading cards in the form of CDs, and video game software

IC 041, US 100 101 107, G & S: Entertainment services, namely, providing online computer games

Standard Characters Claimed

Mark Drawing

Code

(4) STANDARD CHARACTER MARK

Serial Number 77640050

Filing Date December 25, 2008 Current Filing 1B

Basis Original Filing 1B

Basis

Published for Opposition

January 12, 2010

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark TRADEMARK SERVICE MARK

Register Live/Dead PRINCIPAL

Indicator



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TARR Status ASSIGN Status

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(Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark TWILIGHT

Services

Goods and IC 009, US 021 023 026 036 038, G & S: (Based on Use) Covers for cell phones, compact disc players for playing digital music, portable and handheld digital electronic devices for playing music, laptop computers, gaming devices, namely, gaming machines, and personal digital assistants (PDAs); digital music downloadable from the internet; magnets and decorative magnets sold in sheets; musical sound recordings; and computer storage devices, namely, flash drives; (Based on Intent to Use) Backpacks adapted for holding computers, camera cases, cases for mobile phones, cases for PDAs, cell phones, decorative charms for cellular telephones, disposable cameras, electric door bells, electronic diaries, eyeglasses and eyeglass cases, juke boxes, laptop carrying cases, motion picture films in the fields of drama and romance, mouse pads, neon signs, slot machines, sunglasses and sunglass cases, decorative switch plate covers, tape measures, downloadable television programs and documentaries provided via a global computer network, trading cards in the form of CDs, video game software, and video game cartridges and discs; and pre-recorded DVDs, videotapes, and audiovisual recordings featuring motion pictures, television programs, and documentaries. FIRST USE: 20081028. FIRST USE IN COMMERCE: 20081028

Mark

Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial

77852622

Number

Filing Date October 20, 2009

Current Filing Basis

1A;1B

Original

1A;1B

Filing Basis

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404 Owner

Attorney of

Record

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

of Mark

Type of Mark

TRADEMARK

Jill M. Pietrini

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TTAB Status

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Browser to return to TESS)

TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 011, US 013 021 023 031 034. G & S: Book lights, candle lamps, fog machines, and pen

lights

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77640051

Filing Date

December 25, 2008

Current Filing Basis 1B Original Filing Basis 1B

Published for

Opposition

January 11, 2011

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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Start | List At:

OR Jump to record:

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ASSIGN Status TTAB Status TOR (Use the "Back" button of the Internet Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 011, US 013 021 023 031 034, G & S: Book lights, candle lamps, electric blankets for household purposes, electric blankets not for medical purposes, festive electric holiday lights, flashlights, fog machines, lamps, lamp shades, lanterns, lighted outdoor holiday displays in the nature of lighted sculptures and wire frame statues, lighting fixtures, night lights, ornamental fountains, and pen lights

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial Number 77852625 Filing Date

Current Filing

October 20, 2009

Basis

Original Filing 1B

Basis

Published for Opposition

September 28, 2010

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

font. Mark

Type of Mark

TRADEMARK

Register

PRINCIPAL

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Indicator

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Start | List At:

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TARR Status ASSIGN Status

TOR TTAB Status

(Use the "Back" button of the Internet

Browser to return to TESS)

TWILIGHT

Word Mark

Goods and Services IC 014. US 002 027 028 050. G & S: Jewelry; clocks; jewelry boxes; medals, lapel pins;

watches; watch bands; and sun dials

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77508239

Filing Date

June 25, 2008

Current Filing Basis 1B

Original Filing Basis 18

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Record 32 out of 43

ASSIGN Status TDR TTAB Status

(Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 014. US 002 027 028 050, G & S: (Based on Intent to Use) Brass wrist cuff bracelets, medals, sun dials, and watch bands; (Based on Use in Commerce) Clocks, jewelry, jewelry boxes, jewelry boxes of metal, lapel pins, rings, rubber bracelets, watch bracelets, and watches. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852627

Number **Filing Date**

October 20, 2009

Current Filing 1A;1B

Basis

Original

Filing Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark

font.

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead

Indicator LIVE





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TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 016. US 002 005 022 023 029 037 038 050. G & S: Calendars; stickers; posters; greeting cards, gift wrapping paper; paper party decorations; wrapping paper, paper emblems, paper flags, magazines featuring motion pictures, trading cards, books comprised of posters in the field of motion pictures, art pictures, art papers, paper bags, paper banners, paper placemats, paper coasters,

decals; and lithographs

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Serial Number 77509417 **Filing Date**

June 26, 2008

Current Filing

Basis Original Filing

Basis

Code

Published for Opposition

December 29, 2009

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini, Esq.

Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead
Indicator LivE

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twilight

Word Mark TWILIGHT

Services

Goods and IC 016. US 002 005 022 023 029 037 038 050. G & S: (Based on Use in Commerce) Adhesive tape for stationery or household purposes, bookmarks, calendars, decals, paper door hangers, gift cards, pencil cases, pens, posters, stickers, and trading cards; and kits comprised of books of stickers and charms (Based on Intent to Use) address books, appointment books, art papers, art pictures, paper banners, binders, book covers, bookends, chalk, chalk boards for school and home use, coloring books, decorating papers, dry erase writing boards, erasers, file folders, gift wrapping paper, greeting cards, blank journals, lithographs, magazines in the field of entertainment, money clips, note cards, notebooks, paper bags, paper banners, paper coasters, paper emblems, paper flags, paper party decorations, paper place mats, paperweights, pencils, photograph albums, postcards, poster books, rubber stamps, scrapbook albums, scrapbooks, stationery, and temporary tattoos; kits comprised of books of stickers and containing sticker books and plastic figurines. FIRST USE: 20080600. FIRST USE IN

COMMERCE: 20080600

Mark

Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial

77852670

Number

Filing Date October 20, 2009

Current Filing Basis

1A;1B

Original Filing Basis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

TRADEMARK

Type of Mark Register

PRINCIPAL

Live/Dead Indicator

LIVE



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Word Mark

TWILIGHT

Goods and Services

IC 018. US 001 002 003 022 041. G & S: (Based on Use in Commerce) All purpose carrying bags; all purpose carrying cases, back packs, business card cases, cosmetic carrying cases sold empty, handbags, key chains of leather, key chains of imitation leather, makeup bags sold empty, messenger bags, purses, umbrellas, wallets (Based on Intent to Use) Beach bags, collars for pets, key cases, luggage, luggage tags, pet clothing, and pet leashes; elastic straps for luggage. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark

Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial 77852680

Number

October 20, 2009

Filing Date Current Filing Basis

Original

Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Description Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark

font.

Type of Mark TRADEMARK
Register PRINCIPAL

Live/Dead Indicator

LIVE

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 020. US 002 013 022 025 032 050. G & S: Key chains made of plastic, beach chairs, cat scratching posts, corks for bottles, decorative wall plaques of wood, decorative wall plaques of plastic, director's chairs, pet beds, bar stools, picture frames, plastic boxes, plastic novelty license

plates, wind chimes, and wood boxes

IC 024. US 042 050. G & S: BED LINENS

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number Filing Date

77511072 June 30, 2008

Current Filing

Basis

1B

Original Filing

Basis

1B

Published for Opposition

April 7, 2009

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini, Esq.

Record

Type of Mark TRADEMARK Register PRINCIPAL Live/Dead Indicator LIVE

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Word Mark TWILIGHT

Goods and Services

IC 020. US 002 013 022 025 032 050. G & S: (Based on Intent to Use) Bar stools, beach chairs, bulletin boards, cat scratching posts, corks for bottles, decorative wall plaques of plastic, decorative wall plaques of wood, director's chairs, drawer pulls of plastic or wood, letter boxes of plastic or wood, letter boxes not of metal, mirror picture frames, non-metal wall hooks, personal compact mirrors, pet beds, picture frames, plastic boxes, plastic novelty license plates, wind chimes, window shades, and wood boxes; vinyl appliques for attachment to windows, mirrors, and other solid surfaces; (Based on Use in Commerce) Key chains made of plastic, life-size cardboard character stand-ups, mirrors, nonmetal dog tags, decorative pillows, rubber key caps, namely, plastic or rubber caps used to cover the tops of keys. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark

Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial

77852687

Number Filing Date

October 20, 2009

Current

1A;1B Filing Basis

Original Filing Basis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Slewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 021. US 002 013 023 029 030 033 040 050. G & S: Lunchboxes, beverageware, candle holders, candle rings, candle snuffers, candlesticks, candy boxes, tea canisters, canister sets, ceramic figurines, charms for attachment to beverage glassware for identification purposes, cocktail shakers, compacts sold empty, cookie jars, cork screws, cruets, decorative ceramic tiles not for use as building materials, decorative plates, dishes, foam drink holders, non-metal piggy banks, ornamental glass spheres, paper plates, paper cups, pet feeding dishes, plastic coasters, stone and earthenware coasters, plastic plates, portable coolers, and salt and pepper shakers

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code Serial

Number

77640052

Filing Date

December 25, 2008

Current Filing Basis

Original Filing Basis

18

Published for July 27, 2010 Opposition

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini
Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead LIVE Indicator

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Word Mark TWILIGHT

Services

Goods and IC 021, US 002 013 023 029 030 033 040 050, G & S; (Based on Intent to Use) Bottle openers, candle extinguishers, candle holders, candle rings, candle snuffers, candlesticks, candy boxes, candy dishes, tea canisters and canister sets, ceramic figurines, charms for attachment to beverage glassware for identification purposes, coasters not of paper and not table linen, namely, plastic coasters, cocktail shakers, compacts sold empty, containers for household or kitchen use, cookie jars, cork screws, cruets, decanters, decorative ceramic tiles not for use as building materials, decorative plates, dishes, flasks, foam drink holders, glass boxes, glass storage jars, insulating sleeve holders for beverage cans, meal trays, napkin holders, non-metal piggy banks, ornamental glass spheres, paper cups, paper plates, pet feeding dishes, piggy banks not made of metal, plastic plates, portable coolers, salt and pepper shakers, serving trays, drinking steins, stone and earthenware coasters, toothpick holders, travel mugs, vases, wine stoppers, and waste baskets; and eyebrow brushes, eyelash formers, facial sponges for applying makeup, hair brushes, hair combs, and makeup brushes; (Based on Use in Commerce) Beverageware, lunch boxes with thermal containers, and plastic water bottles sold empty. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Drawing Code Serial

77852755

Number

Filing Date October 20, 2009

Current Filing Basis

1A;1B

Original

Filing Basis

Published

October 5, 2010

Opposition

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini Record

Description of Mark

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark

TRADEMARK PRINCIPAL

Register Live/Dead

LIVE

Indicator

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 022. US 001 002 007 019 022 042 050. G & S: Lanyards for holding key chains, key fobs,

eyewear, portable electronic devices, badges, identification cards, bottles and containers, lipsticks, pens, keys, charms and whistles; all-purpose straps; bungee cords; canvas bags for laundry; multi-

purpose cloth bags; tents; and Venetian blind tapes

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM Code

Serial Number 77852757

Filing Date October 20, 2009

Current Filing **Basis**

Original Filing

Basis

Published for

March 9, 2010

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Mark font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead

LIVE Indicator NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC



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(Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 024. US 042 050. G & S: (Based on Intent to Use) Bath linen; cloth coasters; curtains; handkerchiefs; kitchen linen; plastic place mats; plastic table covers; potholders; shower curtains; table linen; (Based on Use in Commerce) bed linen; blankets; textile wall hangings. FIRST USE:

20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM Code

Serial Number 77852768 October 20, 2009

Filing Date Current Filing

1A;1B

Basis Original Filing

Basis

1A:1B

Published for

November 23, 2010

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Mark

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TTAB Status

(Use the "Back" button of the Internet

Browser to return to TESS)

TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 025. US 022 039. G & S: Clothing, namely, t-shirts, loungewear, socks, pants, sweatshirts, sweatpants, bandanas, scarves, aprons, jackets, tank tops, vests, neckties, jerseys, shirts,

sweaters, babydoll t-shirts, infantwear, track pants, and hooded shirts; headwear; belts; and wrist

cuffs. FIRST USE: 20080501. FIRST USE IN COMMERCE: 20080501

Standard Characters Claimed

Mark Drawing

Code

(4) STANDARD CHARACTER MARK

Serial Number

77511096

Filing Date

June 30, 2008

Current Filing Basis

1B

Original Filing

1B

Published for

Opposition

October 20, 2009

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE Suite 200,

South Tower 1601 Cloverfield Boulevard Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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ASSIGN Status

(Use the "Back" button of the Internet

Browser to return to TESS)



Word Mark

TWILIGHT

Goods and Services

IC 025. US 022 039. G & S: Clothing, namely, bandanas, dresses, gloves, hooded shirts, jackets, jerseys, mittens, scarves, shirts, sleepwear, sweatshirts, t-shirts, and tank tops; belts; headwear, and wristbands made of cloth; (Based on Intent to Use) Clothing, namely, aprons, cloth bibs, infant wear, leggings, lingerie, loungewear, mock turtle neck shirts, neckties, pants, ponchos, shorts, socks, sweaters, sweatpants, track pants, undergarments, vests, wind resistant jackets, and wrap outerwear; footwear; wristbands made of leather and wristbands made of imitation leather. FIRST USE:

20080500. FIRST USE IN COMMERCE: 20080500

Mark

Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852774

Number

Filing Date Current

October 20, 2009

Filing Basis

1A;1B

Original Filing Basis 1A;1B

Published for September 28, 2010

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Owner

Jill M. Pietrini

Description Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark font.

Type of Mark TRADEMARK Register PRINCIPAL

Live/Dead Indicator

e/Dead LIVE

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TARR Status

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TTAB Status

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Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services IC 026. US 037 039 040 042 050. G & S: Armbands, ornamental cloth patches, ribbons and bows for gift wrapping, and zipper pulls; Belt buckles not made of precious metal, embroidered patches for clothing, ornamental novelty buttons, and shoelaces; and hair accessories, namely, bobby pins.

barrettes and clips. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark

Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial Number

nber 77852787

Filing Date

October 20, 2009

Current Filing Basis

1A;1B

Original

1A;1B

Filing Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twillight" in a stylized

of Mark

font.

Type of Mark TRADEMARK

TO A D CA

Register

PRINCIPAL

Live/Dead Indicator

LIVE





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TARR Status ASSIGN Status

TTAB Status

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 028. US 022 023 038 050. G & S: Action figures, puzzles, board games, dolls, action skill games, amusement game machines, arcade games, balloons, balls for games, sports balls, bendable toys, card games, body boards, carnival masks, pet toys, chess games, checker sets, Christmas stockings, Christmas tree ornaments, Christmas tree skirts, covers for golf clubs, doll cases, doll clothing, flying discs, golf balls, golf ball markers, kites, playing cards, party favors in the nature of small toys, plush toys, yo-yos, and decorative wind socks

Standard Characters Claimed

Mark Drawing (4) STANDARD CHARACTER MARK

Serial

Number

77640053

Filing Date

December 25, 2008

Current Filing 1B Basis

Original

Filing Basis Published for

1B

Opposition

April 5, 2011

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Word Mark TWILIGHT

Goods and Services

IC 028. US 022 023 038 050. G & S: Action skill games, amusement game machines, arcade games, balloons, balls for games, bendable toys, bobble head dolls, body boards, card games, carnival masks, checker sets, chess games, Christmas tree ornaments, Christmas tree skirts, covers for golf clubs, doll cases, doll clothing, dolls, flying discs, fuzzy dice, golf ball markers, golf balls, kites, model cars, toy model vehicles and related accessories sold as units, toy model kit cars, toy scale model kits, toy model hobbycraft kits, toy model hobby craft kits for constructing toy model landscapes, scenery, and action figures, party favors in the nature of small toys, pet toys, plush toys, snow globes, sports balls, stress relief balls for hand exercise, and yo-yos; Action figures, board games, bowling bags, Christmas stockings, playing cards, and puzzles. FIRST USE: 20081000. FIRST USE IN COMMERCE: 20081000

Mark

Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial

Number

77852798

Filing Date

October 20, 2009

Current

Filing Basis

1A;1B

Original Filing Basis ^{1A;1B}

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services IC 030. US 046. G & S: Candy; Chewing gum. FIRST USE: 20090321. FIRST USE IN

COMMERCE: 20090321

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77809429

Filing Date

August 20, 2009

Current Filing Basis 1A;1B

Original Filing Basis 1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark

TRADEMARK

Register

PRINCIPAL

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TTAB Status (Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services IC 030. US 046. G & S: Chewing gum; Candy. FIRST USE: 20090321. FIRST USE IN

COMMERCE: 20090321

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial Number

77852808

Filing Date

October 20, 2009

Current Filing Basis

1A;1B

Original Filing

Basis

1 A · 1 P

Dasis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Mark

ont.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE



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twilight

Word Mark

TWILIGHT

Goods and Services

IC 041. US 100 101 107. G & S: Entertainment in the nature of on-going dramatic television programs; production and distribution of motion pictures; providing information relating to motion pictures, television programs and literary works; and providing a website featuring information on motion

pictures, television programs, literary works, and music. FIRST USE: 20080418. FIRST USE IN

COMMERCE: 20080418

Mark

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Drawing Code Number

Serial 77852861

Filing Date October 20, 2009

Current Filing Basis Original

Filing Basis

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Owner

Jill M. Pietrini

Description of Mark

The mark consists of the word "Twilight" in a stylized font.

Type of Mark SERVICE MARK

Register PRINCIPAL Live/Dead Indicator LIVE

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LUNA TWILIGHT

Word Mark

LUNA TWILIGHT

Goods and

IC 003, US 001 004 006 050 051 052, G & S; Cosmetics, FIRST USE: 20090801, FIRST USE

IN COMMERCE: 20090801

Services Standard

Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77746864

Filing Date

May 28, 2009

Current Filing Basis 1A

Original Filing

Published for

Opposition

October 6, 2009

Owner

Basis

(APPLICANT) SUMMIT ENTERTAINMENT, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 STEWART STREET, SUITE 120 SANTA MONICA CALIFORNIA 90404

Attorney of Record Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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NOX TWILIGHT

Word Mark

NOX TWILIGHT

Goods and Services IC 003, US 001 004 006 050 051 052, G & S: Nail polish, FIRST USE: 20100600, FIRST USE

IN COMMERCE: 20100600

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185130

Filing Date

November 24, 2010

Current Filing Basis 1A Original Filing Basis 1A

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations

3756560;3861517;3867985;AND OTHERS

Type of Mark Register

TRADEMARK

Live/Dead Indicator LIVE

PRINCIPAL

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TARR Status **ASSIGN Status**

TTAB Status TOR

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Cosmetics; artificial eyelashes; artificial fingernalls; nail polish; non-medicated hair care preparations; non-medicated skin care

preparations; and massage oil

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code Serial Number

85185154

Filing Date

November 24, 2010

Current Filing Basis

18

Original Filing

18

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark Register

TRADEMARK

Live/Dead

PRINCIPAL

Indicator

LIVE



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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services IC 009. US 021 023 026 036 038. G & S: Electric hair crimpers, electric hair curling irons, electric hair straightening irons, electrically heated hair brushes, and electric styling

combs and brushes

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Serial Number

85185155

Filing Date

November 24, 2010

Current Filing

1B

Basis Original Filing

lina

Basis

Code

1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark Register TRADEMARK

Live/Dead

PRINCIPAL

Indicator

LIVE



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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services IC 011. US 013 021 023 031 034. G & S: Hand held electric hair dryers

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185156

Filing Date

November 24, 2010

Current Filing Basis 1B

Original Filing Basis 1B

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations

3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK PRINCIPAL

Register

Live/Dead Indicator LIVE

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 021. US 002 013 023 029 030 033 040 050. G & S: Electric hair combs, hair brushes, hair combs, eyebrow brushes, eyelash formers, facial sponges for applying makeup, and makeup

brushes

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185157

Filing Date

November 24, 2010

Current Filing

1B

Basis

Original Filing

Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services IC 026. US 037 039 040 042 050. G & S: Non-electric hair curlers; ponytail holders; and hair accessories, namely, barrettes, clips, ornamental combs and decorative bobby pins

Standard

Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185158

November 24, 2010 Filing Date

Current Filing Basis 1B

Original Filing Basis 1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

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TTAB Status

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 035. US 100 101 102. G & S: Online retail store services featuring cosmetics, non-medicated

skin care preparations, gift sets, and nail polish. FIRST USE: 20090828. FIRST USE IN

COMMERCE: 20090828

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number

85185159

Filing Date

November 24, 2010

Current Filing Basis

1A

Original Filing

Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Live/Dead

Indicator

LIVE

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(EXHIBIT 2)

EXHIBIT 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Registration No. 3,635,636 of Coty Prestige Lancaster Group GmbH for the trademark TWILIGHT in Class 3	Cancellation No
SUMMIT ENTERTAINMENT, LLC	
Petitioner,	
vs.	
COTY PRESTIGE LANCASTER GROUP GmbH,	
Registrant.	

Commissioner for Trademarks ATTN: Trademark Trial and Appeal Board P.O. Box 1451 Alexandria, VA 22313-1451

Dear Commissioner:

Petitioner Summit Entertainment, LLC, a Delaware limited liability company,

("Petitioner"), having a place of business of 1630 Stewart Street, Suite 120, Santa Monica,

California 90404, believes that it will be damaged by U.S. Reg. No. 3,635,636, and hereby

petitions to cancel such registration on the following grounds:

- 1. Registrant Coty Prestige Lancaster Group GmbH ("Registrant") obtained a registration pursuant to Section 66(a) of the Lanham Act for the mark TWILIGHT for "[s]oaps, perfumery; essential oils; cosmetics; cosmetic hair lotions" in International Class 3 (the "Mark"). The registration was issued on June 9, 2009 and bears U.S. Registration No. 3,635,636.
 - 2. In its Request for Extension of Protection under Section 66(a), Registrant

claimed a priority date under the Paris Convention of June 18, 2008.

- 3. At the time Registrant submitted its Request for Extension of Protection under Section 66(a), it failed to attach to it "a declaration of bona fide intention to use the mark in commerce that is verified by the applicant for, or holder of, the international registration." 15 U.S.C. § 1141f(a). Registrant's Registration therefore issued without a valid basis and is thus void.
- 4. Petitioner is the entity responsible for producing and distributing the highly successful motion picture *Twilight*, the recently released sequels, *The Twilight Saga: New Moon*, *The Twilight Saga: Eclipse*, and the upcoming *The Twilight Saga: Breaking Dawn Part 1* (collectively, the "*Twilight* Motion Pictures").
- 5. Petitioner owns numerous federal trademark registrations for a family of trademarks related to and derived from the *Twilight* Motion Pictures. Petitioner has used these marks for a wide range of goods and services. Attached as <u>Exhibit A</u> are true and correct copies of representative samples of Petitioner's federal trademark registrations printed from the PTO's online database.
- 6. Petitioner also owns a number of pending applications for trademarks related to and derived from the *Twilight* Motion Pictures. Attached as <u>Exhibit B</u> are true and correct copies of representative samples of Petitioner's federal trademark applications printed from the PTO's online database.
- 7. One of Petitioner's pending trademark applications is for the mark TWILIGHT for "[f]ragrances; cosmetics, namely, lip pencils, eye shadow, eyeliner, eyebrow pencil, eye pencil, lip gloss, lipstick, non-medicated lip balm, mascara, nail polish, blush, concealer, compacts, artificial eyelashes, artificial fingernails, nail polish top coat, nail polish base coat, lip foundation, and eyebrow gloss; skin care products, namely, astringent for cosmetic

purposes, bath gel, bath oil, bath powder, beauty mask, body cream, body lotion, bubble bath, eye cream, skin moisturizer, essential oils for personal use, eye make-up remover, facial scrubs, make-up remover, shower gel, hand cream, massage oil, shaving cream, skin clarifiers, skin soap, skin emollients, sun screen preparations, suntanning preparations, depilatory creams, after-shave lotion, and anti-wrinkle cream; hair care products, namely, hair dyes, hair conditioners, non-medicated hair care preparations, hair waving lotion, hair rinses, hair color removers, and hair shampoo; and incense" in International Class 3. This application was filed on June 25, 2008, one week after the priority date assigned Registrant's Request for Extension of Protection. The application was assigned Serial No. 77/508,141 ("Petitioner's Application").

- 8. Petitioner is damaged by Registrant's registration because Registrant's void
 Registration has been cited as a bar to registration of Petitioner's Application under Section
 2(d) of the Lanham Act.
- Please charge the required fee for this Petition to Cancel to our Deposit
 Account No. 131241. A duplicate copy of this petition is enclosed.

WHEREFORE, Petitioner prays that U.S. Reg. No. 3,635,636 issued on June 9, 2009, be canceled.

Respectfully submitted,

MANATT, PHELPS & PHILLIPS, LLP

Dated: April 15, 2011

Jill M. Pjetrini

11355 West Olympic Boulevard

Los Angeres, California 90064

(310) 312-4000

Attorneys for Petitioner

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through ESTTA pursuant to 37 C.F.R. §2.195(a), on this 15th day of April, 2011.

aTrina A. Martin

CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Coty Prestige Lancaster Group GmbH Fort Malakoff Park Rheinstrasse 4E 55116 Mainz FEDERAL REPUBLIC OF GERMANY

on this 15th day of April, 2011.

LaTrina A. Martin

300081229.1

Exhibit A

United States of America United States Patent and Trademark Office

TWILIGHT

Reg. No. 3,861,517

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET

Registered Oct. 12, 2010 SUITE 120

SANTA MONICA, CA 90404

Int. Cl.: 5

FOR: ADHESIVE BANDAGES, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

TRADEMARK

FIRST USE 3-0-2009; IN COMMERCE 3-0-2009.

PRINCIPAL REGISTER

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-640,049, FILED 12-25-2008.

CYNTHIA TRIPI, EXAMINING ATTORNEY



David J. Kappas

United States of America United States Patent and Trademark Office

Reg. No. 3,884,386

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET, SUITE 120

Registered Nov. 30, 2010 SANTA MONICA, CA 90404

Int. Cl.: 9

TRADEMARK

FOR: PRE-RECORDED DVDS AND OTHER AUDIOVISUAL RECORDINGS FEATURING MOTION PICTURES AND DOCUMENTARIES; MOTION PICTURE FILMS IN THE FIELDS OF DRAMA AND ROMANCE; AND MOUSEPADS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36)

AND 38).

PRINCIPAL REGISTER

FIRST USE 9-1-2008; IN COMMERCE 9-1-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-980,354, FILED 6-25-2008.

SKYE YOUNG, EXAMINING ATTORNEY



United States of America United States Patent and Trademark Office

TWILIGHT

Reg. No. 3,884,385

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET, STE. 120

Registered Nov. 30, 2010 SANTA MONICA, CA 90404

Int. Cl.: 18

FOR: ALL PURPOSE CARRYING BAGS, BACK PACKS, BEACH BAGS, WALLETS, PURSES, BUSINESS CARD CASES, PET CLOTHING, LUGGAGE, AND MESSENGER BAGS, IN

CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

TRADEMARK

FIRST USE 9-1-2008; IN COMMERCE 9-1-2008.

PRINCIPAL REGISTER

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-980,353, FILED 6-26-2008.

SKYE YOUNG, EXAMINING ATTORNEY



United States of America Muited States Batent and Trademark Office United States Patent and Trademark Office

TWILIGHT

Reg. No. 3,867,985

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

SUITE 200, SOUTH TOWER

Registered Oct. 26, 2010 1601 CLOVERFIELD BOULEVARD

SANTA MONICA, CA 90404

Int. Cl.: 26

TRADEMARK

FOR: BELT BUCKLES NOT MADE OF PRECIOUS METAL; ORNAMENTAL CLOTH PATCHES; EMBROIDERED PATCHES FOR CLOTHING; AND ORNAMENTAL NOVELTY BUTTONS, IN CLASS 26 (U.S. CLS. 37, 39, 40, 42 AND 50).

PRINCIPAL REGISTER

FIRST USE 9-0-2008; IN COMMERCE 9-0-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-

TICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-511,117, FILED 6-30-2008.

SKYE YOUNG, EXAMINING ATTORNEY



United States of America United States Batent and Trademark Office United States Patent and Trademark Office

twilight

Reg. No. 3,817,079

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY) 1630 STEWART STREET, SUITE 120

Registered July 13, 2010 SANTA MONICA, CA 90404

Int. Cl.: 45

FOR: LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION PICTURES; PROVIDING ONLINE INFORMATION ON THE LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION PICTURES, IN CLASS 45 (U.S. CLS. 100 AND 101).

SERVICE MARK

FIRST USE 6-1-2008; IN COMMERCE 6-1-2008.

PRINCIPAL REGISTER

THE MARK CONSISTS OF THE WORD "TWILIGHT" IN A STYLIZED FONT.

SER. NO. 77-852,862, FILED 10-20-2009.

INGRID C. EULIN, EXAMINING ATTORNEY



Int. Cls.: 41 and 45
Prior U.S. Cls.: 100, 101 and 107
United States Patent and Trademark Office

Reg. No. 3,755,560

Registered Mar. 9, 2010

OG Date Apr. 20, 2010

SERVICE MARK PRINCIPAL REGISTER

TWILIGHT

SUMMIT ENTERTAINMENT, LLC (DE-LAWARE LIMITED LIABILITY COM-PANY) SUITE 200, SOUTH TOWER 1601 CLOYERFIELD BOULEVARD SANTA MONICA, CA 90404

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

FOR: [ENTERTAINMENT IN THE NATURE OF ON-GOING DRAMATIC TELEVISION PROGRAMS,] PRODUC- TION AND DISTRIBUTION OF MOTION PICTURES, PROVIDING INFORMATION RELATING TO MOTION PICTURES I, TELEVISION PROGRAMS I AND LITTURES WORKS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).
FIRST USE 4-18-2008; IN COMMERCE 4-18-2008.

FOR: LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION MICTURES. PROVIDING ONLINE INFORMATION ON THE LICENSING OF MERCHANDISE ASSOCIATED WITH MOTION FICTURES, IN CLASS 45 U.S. CL.S. 100 AND 101). FIRST USE 6-1-2008; IN COMMERCE 6-1-2008.

In testimony whereof I have hereinto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Apr. 20, 2010.

United States of America United States Patent and Trademark Office

TWILIGHT TRACKER

Reg. No. 3,793,131

SUMMIT ENTERTAINMENT, LLC (DELAWARE LIMITED LIABILITY COMPANY)

1630 STEWART STREET, SUITE 120

Registered May 25, 2010 SANTA MONICA, CA 90404

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

FOR: DOWNLOADABLE SOFTWARE THAT PROVIDES ACCESS TO MOVIE CONTENT AND TO PHOTOGRAPHS, NEWS AND INFORMATION REGARDING MOVIES, MOVIE TICKETS, SHOWTIMES AND MERCHANDISE, AND ALLOWS USERS TO SELECT AVATARS AND INTERACT WITH OTHER USERS, TO INTEGRATE WITH ONLINE SOCIAL NETWORKS, AND TO COMMUNICATE WITH OTHERS VIA A MESSAGE BOARD, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-17-2009, IN COMMERCE 9-17-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SER. NO. 77-874,255, FILED 11-17-2009.

SALLY SHIH, EXAMINING ATTORNEY



David J. Kyps

Exhibit B



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TWILIGHT

Word Mark TWILIGHT

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Fragrances; cosmetics, namely, lip pencils, eye shadow, eyeliner, eyebrow pencil, eye pencil; lip gloss, lipstick, non-medicated lip balm, mascara, nali polish, blush, concealer, compacts, artificial eyelashes, artificial fingernalis, nali polish top coat, nali polish base coat, lip foundation, and eyebrow gloss; skin care products, namely, astringent for cosmetic purposes, bath gel, bath oil, bath powder, beauty mask, body cream, body lotion, bubble bath, eye cream, skin moisturizer, essential oils for personal use, eye make-up remover, facial scrubs, make-up remover, shower gel, hand cream, massage oil, shaving cream; skin clariflers, skin soap, skin emollients, sun screen preparations, suntanning preparations, depilatory creams, after-shave lotton, and anti-wrinkle cream; hair care products, namely, hair dyes, hair conditioners, non-medicated hair care preparations, hair waving lotion, hair rinses, hair color removers, and hair shampoo; and incense

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code Serial

77508141

Number **Filing Date**

June 25, 2008

Current Filing Basis

Original Filing Basis

18

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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twilight

Word Mark TWILIGHT

Goods and Services

IC 003. US 001 004 006 050 051 052, G & S: (Based on Use in Commerce) Body shimmer powder; cosmetics; fragrances; and non-medicated lip balm; (Based on Intent to Use) Artificial eyelashes; incense; hair care products, namely, hair color remover, hair conditioner, hair dye, hair rinses, hair shampoo, hair waving lotion, and non-medicated hair care preparations; nail care products, namely, artificial fingernalis, emery boards, nail polish, nail polish base coat and nail polish top coat; and skin care products, namely, after-shave lotion, anti-wrinkle cream, astringent for cosmetic purposes, bath gel, bath oil, bath powder, beauty masks, body cream, body lotion, bubble bath, depilatory creams, essential oils for personal use, eye cream, eye makeup remover, facial scrubs, hand cream, massage oil, shaving cream, shower gel, skin darifiers, skin emollients, skin molsturizer, skin soap, sun screen preparations, and suntanning preparations. FIRST USE: 20081000. FIRST USE IN COMMERCE: 20081000

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial

77852604

Number October 20, 2009

Filing Date Current

1A;1B

Filing Basis Original

Filing Basis Owner

1A;1B (APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Description of Mark

Type of Mark

Register

Live/Dead Indicator

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services IC 004, US 001 006 015, G & S: Candles and lamp oils

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Seriai Number

77640048

Filing Date

December 25, 2008

Current Filing Basis 1B

Original Filling Basis 1B

Published for Opposition

August 17, 2010

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

JIII M. Pietrini

Type of Mark

TRADEMARK

Register

Live/Dead Indicator

PRINCIPAL

LIVE

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 004. US 001 006 015. G & S: (Based on Use in Commerce) Candles; (Based on Intent to Use)

Lamp oils. FIRST USE: 20090900. FIRST USE IN COMMERCE: 20090900

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial Number

Filing Date

77852605 October 20, 2009

Current Filing

Basis

1A;1B

Original Filing Basis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Sulte 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Mark

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead

LIVE

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Browser to return to TESS)

Word Mark

TWILIGHT

Goods and Services

IC 005. US 006 018 044 046 051 052. G & S: (Based on Use in Commerce) Bandages for skin wounds; (Based on Intent to Use) Air fresheners, antibiotic ointment, car deodorizers, flea collars, nutritional supplements, room deodorants, and vitamins. FIRST USE: 20090300. FIRST USE IN

COMMERCE: 20090300

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM **Mark Drawing**

Code

Serial Number

77852607

Filing Date

October 20, 2009

Current Filing 1A;1B

Basis Original

Filing Basis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini

Record Description Color is not claimed as a feature of the mark. The mark consists of the word "Twillight" in a styllzed

of Mark

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead

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TWILIGH

Word Mark

Goods and Services

TWILIGHT

IC 009. US 021 023 026 036 038. G & S: Magnets, decorative magnets sold in sheets, cell phones, cell phone covers, cases for mobile phones, cases for PDAs, back packs adapted for holding computers, camera cases, computer game software, decorative charms for cell phones, decorative magnets, electric door bells, electronic diaries, juke boxes, laptop carrying cases, neon signs, slot machines, trading cards in the form of CDs, and video game software

IC 041. US 100 101 107, G & S: Entertainment services, namely, providing online computer games

Standard Characters Claimed

Mark Drawing (4) STANDARD CHARACTER MARK

Code

Serial Number 77640050

December 25, 2008

Filing Date

Current Filing

Basis

Original Filing 1B

Basis **Published for**

Opposition Owner

January 12, 2010

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1830

Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark TRADEMARK. SERVICE MARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TTAB Status

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twilight

Word Mark TWILIGHT

Services

Goods and IC 009. US 021 023 026 036 038. G & S: (Based on Use) Covers for cell phones, compact disc players for playing digital music, portable and handheld digital electronic devices for playing music, laptop computers, garning devices, namely, garning machines, and personal digital assistants (PDAs); digital music downloadable from the internet; magnets and decorative magnets sold in sheets; musical sound recordings; and computer storage devices, namely, flash drives; (Based on Intent to Use) Backpacks adapted for holding computers, camera cases, cases for mobile phones, cases for PDAs, cell phones, decorative charms for cellular telephones, disposable cameras, electric door bells, electronic diaries, eyeglasses and eyeglass cases, juke boxes, laptop carrying cases, motion picture films in the fields of drama and romance, mouse pads, neon signs, slot machines, sunglasses and sunglass cases, decorative switch plate covers, tape measures, downloadable television programs and documentaries provided via a global computer network, trading cards in the form of CDs, video game software, and video game cartridges and discs; and pre-recorded DVDs, videotapes, and audiovisual recordings featuring motion pictures, television programs, and documentaries. FIRST USE: 20081028. FIRST USE IN COMMERCE: 20081028

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852622

Number

Filing Date October 20, 2009

Current Filing Basis

Original

1A;1B

Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of Mark

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark

TRADEMARK

PRINCIPAL

Register

Live/Dead Indicator

LIVE

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Browser to return to TESS)

TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 011. US 013 021 023 031 034. G & S: Book lights, candle lamps, fog machines, and pen

tights

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77640051

Filing Date

December 25, 2008

Current Filing Basis 1B Original Filing Basis 1B

Published for

January 11, 2011

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 011. US 013 021 023 031 034. G & S: Book lights, candle lamps, electric blankets for household purposes, electric blankets not for medical purposes, festive electric holiday lights, flashlights, fog machines, lamps, lamp shades, tantems, lighted outdoor holiday displays in the nature of lighted sculptures and wire frame statues, lighting fixtures, night lights, ornamental fountains, and pen lights

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial Number 77852625 **Filing Date**

October 20, 2009

Current Filing

Basis

Original Filing 1B

Basis

Published for

September 28, 2010

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pletrini

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized Description of Mark

font.

Type of Mark Register

TRADEMARK PRINCIPAL

3/8/2011

LIVE/Dead Indicator

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WILIGHT

Word Mark

TWILIGHT

Goods and Services IC 014, US 002 027 028 050. G & S: Jewelry; clocks; jewelry boxes; medals, lapel pins;

watches; watch bands; and sun dials

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77508239

Filing Date

June 25, 2008

Current Filing Basis 1B

Original Filing Basis 1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 014. US 002 027 028 050. G & S: (Based on Intent to Use) Brass wrist cuff bracelets, medals, sun dials, and watch bands; (Based on Use in Commerce) Clocks, jewelry, jewelry boxes, jewelry boxes of metal, lapel pins, rings, rubber bracelets, watch bracelets, and watches. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852627

Number Filing Date

October 20, 2009

Basis

Current Filing 1A;1B

Original

Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Description

Jill M. Pletrini Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead

Indicator LIVE

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Browser to return to TESS)

TWILIGH

Word Mark

Goods and Services

IC 016. US 002 005 022 023 029 037 038 050. G & S: Calendars; stickers; posters; greeting cards, giff wrapping paper; paper party decorations; wrapping paper, paper emblems, paper flags, magazines featuring motion pictures, trading cards, books comprised of posters in the field of motion pictures, art pictures, art papers, paper bags, paper banners, paper placemats, paper coasters,

decals; and lithographs

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number 77509417 Filing Date

June 26, 2008

Current Filing Rasis

Original Filing

Basis **Published** for

Opposition

December 29, 2009

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Ste. 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini, Esq.

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead indicator

LIVE

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twilight

Word Mark TWILIGHT

Services

Goods and IC 016. US 002 005 022 023 029 037 038 050. G & S: (Based on Use in Commerce) Adhesive tape for stationery or household purposes, bookmarks, calendars, decals, paper door hangers, gift cards, pencil cases, pens, posters, stickers, and trading cards; and kills comprised of books of stickers and charms (Based on Intent to Use) address books, appointment books, art papers, art pictures, paper banners, binders, book covers, bookends, chalk, chalk boards for school and home use, coloring books, decorating papers, dry erase writing boards, erasers, file folders, gift wrapping paper, greeting cards, blank journals, lithographs, magazines in the field of entertainment, money clips, note cards, notebooks, paper bags, paper banners, paper coasters, paper emblems, paper flags, paper party decorations, paper place mats, paperweights, pencils, photograph albums, postcards, poster books, rubber stamps, scrapbook albums, scrapbooks, stationery, and temporary tattoos; kits comprised of books of stickers and containing sticker books and plastic figurines. FIRST USE: 20080600. FIRST USE IN COMMERCE: 20080600

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852670

Number

October 20, 2009

Filing Date Current

1A;18

Filing Basis

Original

1A;1B Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of Mark

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark

TRADEMARK

PRINCIPAL

Register Live/Dead Indicator

LIVE

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 018. US 001 002 003 022 041. G & S: (Based on Use in Commerce) All purpose carrying bags; all purpose carrying cases, back packs, business card cases, cosmetic carrying cases sold empty, handbags, key chains of leather, key chains of imitation leather, makeup bags sold empty, messenger bags, purses, umbrellas, wallets (Based on Intent to Use) Beach bags, collars for pets, key cases, bags, purses, umbrellas, wallets (Based on Intent to Use) Beach bags, collars for pets, key cases, bags, purses, turners, togo not delible and not leacher electic attacker. luggage, luggage tags, pet clothing, and pet leashes; elastic straps for luggage. FIRST USE;

20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852680

Number Filing Date

October 20, 2009

Current Filing Basis

1A;1B

Original

Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

of Mark

font.

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Browser to return to TESS)

TWILIGH

Word Mark

TWILIGHT

Goods and Services

IC 020. US 002 013 022 025 032 050. G & S; Key chains made of plastic, beach chairs, cat scratching posts, corks for bottles, decorative wall plaques of wood, decorative wall plaques of plastic, director's chairs, pet beds, bar stools, picture frames, plastic boxes, plastic novelty license plates, wind chimes, and wood boxes

IC 024. US 042 050. G & S: BED LINENS

Standard Characters

Claimed

Mark Drawing (4) STANDARD CHARACTER MARK Code

Serial Number

77511072 June 30, 2008

Filing Date **Current Filing**

Basis

Original Filing

Basis

Published for

April 7, 2009

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pietrini, Esq.

Trademark Electronic Search System (TESS)

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Record

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Word Mark TWILIGHT

Goods and Services

IC 020. US 002 013 022 025 032 050. G & S: (Based on Intent to Use) Bar stools, beach chairs, bulletin boards, cat scratching posts, corks for bottles, decorative wall plaques of plastic, decorative wall plaques of wood, director's chairs, drawer pulls of plastic or wood, letter boxes of plastic or wood, letter boxes not of metal, mirror picture frames, non-metal wall hooks, personal compact mirrors, pet beds, picture frames, plastic boxes, plastic novelty license plates, wind chimes, window shades, and wood boxes; vinyl appliques for attachment to windows, mirrors, and other solid surfaces; (Based on Use in Commerce) Key chains made of plastic, life-size cardboard character stand-ups, mirrors, nonmetal dog tags, decorative pillows, rubber key caps, namely, plastic or rubber caps used to cover the tops of keys. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852687

Number **Filing Date**

October 20, 2009

Current Filing Basis

1A;1B

Original

Filing Basis Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of Mark
Type of Mark
Register PRINCIPAL
Live/Dead Indicator

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TWILIGH

Word Mark

TWILIGHT

Goods and Services

IC 021. US 002 013 023 029 030 033 040 050. G & S: Lunchboxes, beverageware, candle holders, candle rings, candle snuffers, candlesticks, candy boxes, tea canisters, canister sets, ceramic figurines, charms for attachment to beverage glassware for identification purposes, cocktall shakers, compacts sold empty, cookle jars, cork screws, cruets, decorative ceramic tiles not for use as building materials, decorative plates, dishes, foam drink holders, non-metal piggy banks, ornamental glass spheres, paper plates, paper cups, pet feeding dishes, plastic coasters, stone and earthenware coasters, plastic plates, portable coolers, and salt and pepper shakers

Standard Characters Claimed

Mark **Drawing** Code

(4) STANDARD CHARACTER MARK

Serial

77640052

Number

December 25, 2008

Filing Date Current Filing Basis

Original Filing Basis

1B

Published for July 27, 2010

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Browser to return to TESS)

twilight

Word Mark TWILIGHT

Goods and Services

IC 021, US 002 013 023 029 030 033 040 050, G & S: (Based on Intent to Use) Bottle openers, candle extinguishers, candle holders, candle rings, candle snuffers, candlesticks, candy boxes, candy dishes, tea canisters and canister sets, ceramic figurines, charms for attachment to beverage glassware for identification purposes, coasters not of paper and not table linen, namely, plastic coasters, cocktall shakers, compacts sold empty, containers for household or kitchen use, cookle jars, cork screws cruets, decanters, decorative ceramic tiles not for use as building materials, decorative plates, dishes, flasks, foam drink holders, glass boxes, glass storage jars, insulating sleeve holders for beverage cans, meal trays, napkin holders, non-metal piggy banks, omamental glass spheres, paper cups, paper plates, pet feeding dishes, piggy banks not made of metal, plastic plates, portable coolers, salt and pepper shakers, serving trays, drinking steins, stone and earthenware coasters, toothoick holders, travel mugs, vases, wine stoppers, and waste baskets; and eyebrow brushes, eyelash formers, facial sponges for applying makeup, hair brushes, hair combs, and makeup brushes; (Based on Use in Commerce) Beveragewere, lunch boxes with thermal containers, and plastic water bottles sold empty. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial 77852755

Number

October 20, 2009

Filing Date Current Filing Basis

1A;1B

Original

1A;1B

Filing Basis	
Published for Opposition	October 5, 2010
Owner	(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404
Attorney of Record	Jill M. Pietrini
Description of Mark	Color is not claimed as a feature of the mark. The mark consists of the word "Twillght" in a stylized font.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE
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twilight

Word Mark

Goods and Services

Code

IC 022. US 001 002 007 019 022 042 050. G & S; Lanyards for holding key chains, key fobs, eyewear, portable electronic devices, badges, identification cards, bottles and containers, lipsticks, pens, keys, charms and whistles; all-purpose straps; bungee cords; canvas bags for laundry; multi-

purpose cloth bags; tents; and Venetian blind tapes

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Mark Drawing

Serial Number 77852757

October 20, 2009

Filing Date

Current Filing

Original Filing

Basis

Published for Opposition

March 9, 2010

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

LIVE INDICATOR LIVE

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ASSIGN Status

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Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 024, US 042 050, G & S: (Based on Intent to Use) Bath linen; cloth coasters; curtains; handkerchiefs; kitchen linen; plastic place mats; plastic table covers; potholders; shower curtains; table linen; (Based on Use in Commerce) bed linen; blankets; textile wall hangings. FIRST USE:

20080900. FIRST USE IN COMMERCE: 20080900

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial Number 77852768

Filing Date October 20, 2009

Current Filing

Basis

Original Filing

1A;1B

1A:1B

Published for

November 23, 2010

Opposition Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Jill M. Pietrini

Description of

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

font.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TARR Status

ASSIGN Status

TDR

(Use the "Back" button of the Internet

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TWILIGHT

Word Mark

TWILIGHT .

Goods and Services

IC 025. US 022 039. G & S: Clothing, namely, t-shirts, loungewear, socks, pants, sweatshirts, sweatpants, bandanas, scarves, aprons, jackets, tank tops, vests, neckties, jerseys, shirts, sweaters, babydoll t-shirts, infantwear, track pants, and hooded shirts; headwear; belts; and wrist cuffs. FIRST USE: 20080501. FIRST USE IN COMMERCE: 20080501

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code

Serial Number

77511096 June 30, 2008

Filing Date Current Filing

Basis

Original Filing

Basis

Published for Opposition

October 20, 2009

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE Suite 200,

South Tower 1601 Cloverfield Boulevard Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini, Esq.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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TARR Status

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Word Mark

TWILIGHT

Goods and Services

IC 025. US 022 039. G & S; Clothing, namely, bandanas, dresses, gloves, hooded shirts, jackets, Jerseys, militens, scarves, shirts, sleepwear, sweatshirts, t-shirts, and tank tops; belts; headwear; and wristbands made of cloth; (Based on Intent to Use) Clothing, namely, aprons, cloth bibs, infant wear, leggings, lingerie, loungewear, mock turtle neck shirts, neckties, pants, ponchos, shorts, socks, sweaters, sweatpants, track pants, undergarments, vests, wind resistant jackets, and wrap outerwear; footwear; wristbands made of leather and wristbands made of imitation leather. FIRST USE: 20080500, FIRST USE IN COMMERCE: 20080500

Mark

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Drawing Code Serial

77852774

Number

Filing Date

October 20, 2009

Current

1A;1B

Filing Basis Original

Filing Basis

1A;1B

Opposition

Published for September 28, 2010

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart

Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Description of Mark Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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ASSIGN Status

TTAB Status

(Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 026. US 037 039 040 042 050. G & S: Armbands, ornamental cloth patches, ribbons and bows for gift wrapping, and zipper pulls; Belt buckles not made of precious metal, embroidered patches for clothing, ornamental novelty buttons, and shoelaces; and hair accessories, namely, bobby pins, barrettes and clips. FIRST USE: 20080900. FIRST USE IN COMMERCE: 20080900

Mark

Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial

77852787

Number **Filing Date**

October 20, 2009

Current Filing Basis

1A;1B

Original

Filing Basis

1A;1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Record

Description

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

font.

of Mark

Type of Mark TRADEMARK

Register

PRINCIPAL

LIVE

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TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 028. US 022 023 038 050. G & S: Action figures, puzzles, board games, dolls, action skill games, amusement game machines, arcade games, balloons, balls for games, sports balls, bendable toys, card games, body boards, carnival masks, pet toys, chess games, checker sets, Christmas stockings, Christmas tree ornaments, Christmas tree skirts, covers for golf clubs, doll cases, doll clothing, flying discs, golf balls, golf ball markers, kites, playing cards, party favors in the nature of small toys, plush toys, yo-yos, and decorative wind socks

Standard Characters

Claimed

Mark Drawing (4) STANDARD CHARACTER MARK

Code Serial

77640053

Number Filing Date

December 25, 2008

Current Filing 1B

Basis

Original

Filing Basis

1B

Published for Opposition

April 5, 2011

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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Start | List At:

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Record 27 out of 43

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Browser to return to TESS)

twilight

Word Mark TWILIGHT

Goods and Services

IC 028. US 022 023 038 050. G & S: Action skill games, amusement game machines, arcade games, balloons, balls for games, bendable toys, bobble head dolls, body boards, card games, carnival masks, checker sets, chess games, Christmas tree ornaments, Christmas tree skirts, covers for golf clubs, doll cases, doll clothing, dolls, flying discs, fuzzy dice, golf ball markers, golf balls, kites, model cars, toy model vehicles and related accessories sold as units, toy model kit cars, toy scale model kits, toy model hobbycraft kits, toy model hobby craft kits for constructing toy model landscapes, scenery, and action figures, party favors in the nature of small toys, pet toys, plush toys, snow globes, sports balls, stress relief balls for hand exercise, and yo-yos; Action figures, board games, bowling bags, Christmas stockings, playing cards, and puzzies. FIRST USE: 20081000. FIRST USE IN COMMERCE: 20081000

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial

77852798

Number

October 20, 2009

Filing Date

Current Filing Basis

Original Filling Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jili M. Pletrini

Description of Mark

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized font.

Type of

Type of Mark
Register PRINCIPAL
Live/Dead Indicator

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OR Jump to record: Record 11 out of 43

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Browser to return to TESS)

TWILIGHT

Word Mark

TWILIGHT

Goods and Services

IC 030. US 046. G & S: Candy; Chewing gum. FIRST USE: 20090321. FIRST USE IN

COMMERCE: 20090321

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77809429

Filing Date

August 20, 2009

Current Filing Basis 1A;1B

Original Filing Basis 1A;1B Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

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Record 37 out of 43

ASSIGN Status

(Use the "Back" button of the Internet

Browser to return to TESS)

twilight

Word Mark

TWILIGHT

Goods and Services

IC 030, US 046, G & S: Chewing gum; Candy, FIRST USE; 20090321, FIRST USE IN

COMMERCE: 20090321

October 20, 2009

Mark Drawing

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code Serial Number

77852808

Filing Date

Current Filing

Basis

1A;1B

Original Filing

Basis

1A:1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of

Jill M. Pletrini

Record

Color is not claimed as a feature of the mark. The mark consists of the word "Twilight" in a stylized

Description of Mark

font.

Type of Mark

TRADEMARK

Register

Live/Dead

PRINCIPAL

Indicator

LIVE

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twilight

Word Mark

TWILIGHT

Goods and Services

IC 041. US 100 101 107. G & S: Entertainment in the nature of on-going dramatic television programs; production and distribution of motion pictures; providing information relating to motion pictures, television programs and literary works; and providing a website featuring information on motion pictures, television programs, literary works, and music. FIRST USE: 20080418. FIRST USE IN COMMERCE: 20080418

Mark Drawing (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Code

Serial 77852861

Number **Filing Date**

October 20, 2009

Current

1A Filing Basis Original

Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jili M. Pietrini

Description

The mark consists of the word "Twilight" in a stylized font.

of Mark

Type of Mark SERVICE MARK

Register PRINCIPAL
LIVE

LIVE

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LUNA TWILIGHT

Word Mark

Goods and

IC 003. US 001 004 006 050 051 052. G & S: Cosmetics. FIRST USE: 20090801. FIRST USE

IN COMMERCE: 20090801

Services 5 Standard

Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

77746864

Filing Date

May 28, 2009

Current Filing Basis 1A

Original Filing Basis

18

Published for

Opposition

October 6, 2009

Owner

(APPLICANT) SUMMIT ENTERTAINMENT, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 STEWART STREET, SUITE 120 SANTA MONICA CALIFORNIA 90404

Attorney of Record Jill M. Pietrini, Esq. Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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TTAB Status

(Use the "Back" button of the internet

Browser to return to TESS)

NOX TWILIGHT

Word Mark

NOX TWILIGHT

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Nail polish, FIRST USE: 20100600, FIRST USE

IN COMMERCE: 20100600

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185130

Filing Date

November 24, 2010

Current Filing Basis 1A

Original Filling Basis 1A Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations

3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK.

Register

PRINCIPAL

Live/Dead Indicator

LIVE

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ASSIGN Status

TTAB Status

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Cosmetics; artificial eyelashes; artificial fingernalis; nail polish; non-medicated hair care preparations; non-medicated skin care

preparations; and massage oil

Standard Characters

Claimed Mark Drawing

· (4) STANDARD CHARACTER MARK

Code

85185154

Serial Number **Filing Date**

November 24, 2010

Current Filing

Basis

Original Filing

1B 1B

Basis Owner (APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead

Indicator

LIVE

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ASSIGN Status

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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 009. US 021 023 026 036 038. G & S: Electric hair crimpers, electric hair curlers, electric hair curling irons, electric hair straightening irons, electrically heated hair brushes, and electric styling

combs and brushes

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code

85185155

Serial Number

November 24, 2010

Filing Date **Current Filing**

Basis

18

Original Filing

1B

Basis Owner (APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register Live/Dead PRINCIPAL

Indicator

LIVE



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TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services IC 011, US 013 021 023 031 034, G & S: Hand held electric hair dryers

Standard Characters

Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185156

November 24, 2010

Filing Date

Current Filing Basis 1B

Original Filing Basis 1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE

1630 Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record

Jill M. Pietrini

Prior Registrations

3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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TTAB Status

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Browser to return to TESS)

TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 021. US 002 013 023 029 030 033 040 050. G & S: Electric hair combs, hair brushes, hair combs, eyebrow brushes, eyelash formers, facial sponges for applying makeup, and makeup

brushes

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185157

Filing Date

November 24, 2010

Current Filing

Basis

Original Filing Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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OR Jump to record:

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TTAB Status

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Browser to return to TESS)

TWILIGHT BEAUTY

TWILIGHT BEAUTY

Goods and Services IC 026. US 037 039 040 042 050. G & S: Non-electric hair curiers; ponytail holders; and hair accessories, namely, barrettes, clips, ornamental combs and decorative bobby pins

Standard

Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number

85185158

Filing Date

November 24, 2010

Current Filing Basis 1B Original Filing Basis 1B

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pletrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator LIVE

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ASSIGN Status

(Use the "Back" button of the Internet

Browser to return to TESS)

TWILIGHT BEAUTY

Word Mark

TWILIGHT BEAUTY

Goods and Services

IC 035. US 100 101 102. G & S: Online retail store services featuring cosmetics, non-medicated skin care preparations, gift sets, and nail polish. FIRST USE: 20090828. FIRST USE IN

COMMERCE: 20090828

Standard Characters Claimed

Mark Drawing

(4) STANDARD CHARACTER MARK

Code

85185159

Serial Number

November 24, 2010

Filing Date **Current Filing**

1A

Basis

Original Filing

Basis

Owner

(APPLICANT) Summit Entertainment, LLC LIMITED LIABILITY COMPANY DELAWARE 1630

Stewart Street, Suite 120 Santa Monica CALIFORNIA 90404

Attorney of Record Jill M. Pietrini

Prior Registrations 3756560;3861517;3867985;AND OTHERS

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Live/Dead

LIVE

Indicator

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3/8/2011

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